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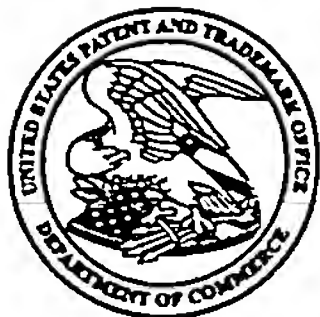
APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/760,322	01/16/2004	Joseph J. Kubler	14364US10	2925
23446	7590	10/20/2011		
MCANDREWS HELD & MALLOY, LTD 500 WEST MADISON STREET SUITE 3400 CHICAGO, IL 60661			EXAMINER EDOUARD, PATRICK NESTOR	
			ART UNIT 2617	PAPER NUMBER
			NOTIFICATION DATE 10/20/2011	DELIVERY MODE ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

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OCT 19 2011
DIRECTOR'S OFFICE
TECHNOLOGY CENTER 2600

In re Application of:
KUBLER, JOSEPH J. et al
Application Serial No.: 10/760,322
Filed: January 16, 2004
For: **HIERARCHICAL DATA COLLECTION
NETWORK SUPPORTING PACKETIZED VOICE
COMMUNICATIONS AMONG WIRELESS
TERMINALS AND TELEPHONES**

DECISION
ON PETITION

This is a decision on the petition requesting withdrawal of the final action, filed February 09, 2011, pursuant to 37 CFR § 1.181.

Petitioner alleges that the examiner erred in holding the Office action mailed January 04, 2011 final and requests withdrawal of finality of the Office action.

PERTINENT BACKGROUND INFORMATION

A non-final Office action was mailed on April 26, 2010 rejecting claims 22-39, 41-68, and 70-85. Claims 1-21, 40, and 69 were withdrawn from consideration.

Applicant filed an amendment and request for reconsideration on August 06, 2010 wherein claims 22, 45, 54, 81, 83, and 85 were amended. Claims 1-21, 40, 69, 80, 82, and 84 were cancelled. Claims 86-88 were added.

On January 04, 2011, the Examiner issued a Final Office action rejecting claims 22-39, 41-68, 70-79, 81, 83, and 85-88.

On February 09, 2011 petition requesting withdrawal of final action was filed.

On May 04, 2011, a RCE was filed and processed.

DECISION

The issue of whether or not the examiner properly made final the office action on January 04, 2011 became moot with applicant's filing of an RCE on May 04, 2011. Accordingly, the RCE filed May 04, 2011 has been processed.

For the reasons set forth above, the petition to withdraw finality is **DISMISSED AS MOOT**.

Serial No.: 10/760,322

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Decision on Petition

The application will be forwarded to the examiner for appropriate action responsive to the RCE filed September 1, 2009.

Any inquiry regarding this decision should be directed to Michael Horabik, Quality Assurance Specialist, at (571) 272-3068.

Wanda L. Walker

Wanda L. Walker

Director

Technology Center 2600

Communications